

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
STATESVILLE DIVISION
CRIMINAL DOCKET NO.: 5:02CR33-V**

| | | |
|---------------------------------|---|---------------------|
| UNITED STATES OF AMERICA |) | |
| |) | |
| vs. |) | <u>ORDER</u> |
| |) | |
| JERRY LEE CODY, |) | |
| Defendant. |) | |
| _____ |) | |

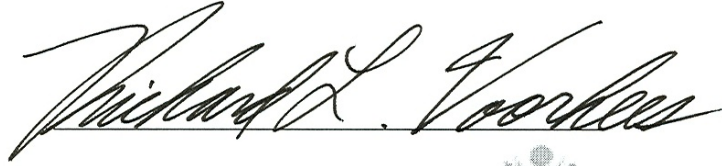
THIS MATTER is before the Court on the Judgment of the Fourth Circuit Court of Appeals, filed September 26, 2005¹, remanding this case for resentencing pursuant to United States v. Booker, 125 S.Ct. 738 (2005).

IT IS, THEREFORE, ORDERED THAT:

- 1) This matter is hereby scheduled for resentencing on **Tuesday, February 21, 2006, at 3:00 PM** in the Statesville Division;
- 2) The U.S. Marshal is directed to return Defendant to the Western District of North Carolina **on or before January 31, 2006**; and
- 3) A copy of this order shall be sent to the Defendant, Federal Defender, United States Attorney, United States Marshal Service, United States Probation Office, and Courtroom Deputy.

¹ The mandate issued October 18, 2005.

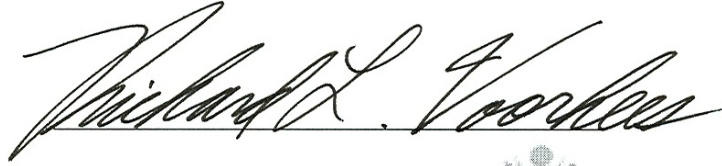
Signed: December 9, 2005

A handwritten signature in black ink, reading "Richard L. Voorhees". The signature is written in a cursive style with a horizontal line underneath the name.

Richard L. Voorhees
United States District Judge



Signed: January 10, 2006

A handwritten signature in black ink, reading "Richard L. Voorhees". The signature is written in a cursive style with a horizontal line underneath the name.

Richard L. Voorhees
United States District Judge

